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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/840,224	05/07/2004	Stephen Mark Mueller	P24943 (LB1042)	9675
7055 7590 06/18/2008 GREENBLUM & BERNSTEIN, P.L.C. 1950 ROLAND CLARKE PLACE RESTON, VA 20191				
EXAMINER NGUYEN, QUYNH H				
ART UNIT		PAPER NUMBER		
2614				
NOTIFICATION DATE		DELIVERY MODE		
06/18/2008		ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

gbpatent@gbpatent.com

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Office Action Summary

Application No.

10/840,224

Applicant(s)

MUELLER ET AL.

Examiner

QUYNH H. NGUYEN

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Appeal Brief Filed 3/31/08.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-85/86)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. In view of the Appeal Brief filed on 3/31/08, PROSECUTION IS HEREBY REOPENED. Non-Final office action is set forth below.

To avoid abandonment of the application, appellant must exercise one of the following two options:

(1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,

(2) initiate a new appeal by filing a notice of appeal under 37 CFR 41.31 followed by an appeal brief under 37 CFR 41.37. The previously paid notice of appeal fee and appeal brief fee can be applied to the new appeal. If, however, the appeal fees set forth in 37 CFR 41.20 have been increased since they were previously paid, then appellant must pay the difference between the increased fees and the amount previously paid.

A Supervisory Patent Examiner (SPE) has approved of reopening prosecution by signing below:

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claim Rejections - 35 USC § 103

3. Claims 1-9, and 11-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Karves et al. (US Patent 7,085,257) in view of Coan et al. (US Patent 7,120,424).

As to claims 1, 8, 14, and 19, Karves et al. teaches the steps of:

receiving, a network service platform (Fig. 1; col. 8, lines 11-24) a calling party number in response to a telephone call from the calling party number (col. 3, lines 58-60; col. 9, lines 19-20 and lines 43-45);

querying a personal address book (*network phonebook*) using the calling party number (Fig. 3, elements 301 - 303; col. 3, lines 61-63; col. 9, lines 35-39), to retrieve personal caller identification information associated with the calling party number and displayable to the user (Fig. 3, element 305; col. 3, lines 62-66; col. 9, lines 47-48; col. 12, lines 2-7); and

forwarding the network caller identification information supplemented with the personal caller identification information when connecting the telephone call to the user (col. 3, lines 64-66; col. 9, lines 57-66 - *where Karves discussed the caller ID information presented at the user terminal include profile information such as business card information including position in a client firm or company, background information along with the caller name identification, hence forwarding supplemented information with the caller ID information*).

Karves et al. does not explicitly teach the personal caller identification loadable by the user to the central, network based personal address book.

Coan et al. teaches teach the personal caller identification loadable by the user to the central, network based personal address book (col. 4, lines 33-42 - *where Coan discussed an enhanced local services server 222 resides on a network; providing a user with a capability of marking address book entries stored on a private web site at the*

enhanced local services server, hence user can load entries, for example, personal caller identification to the network based personal address book).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the teachings of Coan into the teachings of Karves in order to have a more efficient system and providing services available at the mobile communication device such as caller identification, speed dialing, etc (see Coan col. 1, lines 62-67); and further enhancing the communication capabilities by relying on global processing within the network and which can be shared by multiple parties, as discussed by Coan (col. 2, lines 30-39).

As to claims 2 and 9, Karves et al. teaches the caller ID information presented at the user terminal (col. 9, lines 64-65), hence determining when a telephone call is being placed to the user because the caller ID always has time stamped of when the call comes in.

As to claims 3, 11, and 15, Karves et al. teaches querying a network caller identification database, using the calling party number (col. 3, lines 61-63; col. 9, lines 35-37), to retrieve the network caller identification information (col. 3, lines 62-66; col. 9, lines 47-49).

As to claims 4, 12, and 20, Karves et al. teaches the telecommunications network comprises one of a voice over Internet protocol (VoIP) network (col. 8, lines 40-43; col. 9, lines 10-13), a wireless network (col. 8, lines 11-16), and a public switched telephone network (col. 9, lines 14-16).

As to claims 5, 13, and 16, Karves et al. teaches logging each telephone call to

the user as an entry comprising at least one of the personal caller identification information, date, time, and calling party telephone number (col. 12, lines 41-45).

As to claims 6-7 and 17-18, Karves et al. teaches accessing phonebook/network database via Web browser (col. 11, lines 1-17), or via user terminal (col. 13, lines 1-3); and modifying of the journal database (col. 14, lines 8-18). Hence, it is inherently one can add / modify entry to the address book during a web browsing session.

4. Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Karves et al. (US Patent 7,085,257) in view of Coan et al. (US Patent 7,120,424) and further in view of Birch et al. (US 2004/0120473).

As to claims 10, Karves and Coan do not teach the network service platform comprises one of a SCP, SIP feature server, and Parlay gateway.

Birch et al. teaches the network service platform comprises one of a SCP, SIP feature server, and Parlay gateway (page 2, [0024]).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the teachings of Birch into the teachings of Karves and Coan for the purpose of having a variety of network platform for better support the system.

Response to Arguments

5. Applicant's arguments with respect to claim 1-20 have been considered but are moot in view of the new ground(s) of rejection.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to QUYNH H. NGUYEN whose telephone number is 571-272-7489. The examiner can normally be reached on Monday - Thursday from 6:30 A.M. to 5:00 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar, can be reached on 571-272-7488. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Quynh H Nguyen/

Primary Examiner, Art Unit 2614

/Ahmad F. MATAR/

Supervisory Patent Examiner, Art Unit 2614